

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. 10/537,195)
Filed: June 2, 2005)
Applicants: Martin Beale)
Title: SUPPORT OF PLURAL CHIP RATES IN A)
CDMA SYSTEM)
Art Unit: 2618)
Examiner: Pablo N. Tran)
Attorney Docket: 9010/96586 (02-0093-JV))
SO2B4004US99)
Customer No.: 22242)

This Notice of Appeal was electronically filed on June 21, 2010 using the U.S. Patent and Trademark Office's EFS Web

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated February 19, 2010 finally rejecting claims 1-68, 91-92, and 94-95.

- The fee for this Notice of Appeal is \$ 540.00 (37 CFR § 41.20(b)(1)).
- The fee for a one-month extension of time is \$ 130.00.
- Applicants submit herewith a Pre-Appeal Brief Request For Review and Brief In Support of Pre-Appeal Brief Request For Review.
- Authorization to charge Deposit Account No. 06-1135 for a one-month extension of time was given using EFS-Web.
- Authorization to charge Deposit Account No. 06-1135 for the Appeal Fee was given using EFS-Web.
- The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this appeal (specifically including the fee for filing a brief in support of this appeal if such brief is filed unaccompanied by full payment therefor, and the fee for filing a request for an oral hearing if such request is made unaccompanied by full payment therefor), or credit any overpayment to Deposit Account No. 06-1135.

June 21, 2010

Date



Steven G. Parmelee
Registration No. 28,790
Attorney or Agent of record

FITCH, EVEN, TABIN & FLANNERY
120 South LaSalle Street, Suite 1600
Chicago, Illinois 60603-3406
Telephone: (312) 577-7000
Facsimile: (312) 577-7007